

REMARKS

No claims having been added, the Applicant contends that claims 1-7, 13 and 17 remain pending and properly under consideration in this application.

Restriction Requirement

The Examiner has requested an election under 35 U.S.C. § 121 among various inventions identified in the originally filed claims of the application, the claim groups and inventions being identified as:

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| Group I | Claims 1-7, 13 and 17, drawn to having navigation information including control information to indicated whether resumption of a data playing unit is permitted or not, classified in class 386, subclass 69; |
| Group II | Claims 8-10, 14 and 18, drawn to having navigation information including control information to indicate a behavior on the data playing unit when reproduction of menu data is called during reproduction of the data playing unit, classified in class 386, subclass 46; |
| Group III | Claims 11, 15 and 19, drawn to having navigation information including control information to indicate whether or not to store current reproduction location on a data playing unit when reproduction of menu data is called during reproduction of the data playing unit, classified in class 386, subclass 95; and |
| Group IV | Claims 12, 16 and 20, drawn to having navigation information including control information to indicate whether or not to update location information to resume from, when reproduction of a menu data is called during reproduction of a data playing unit, classified in class 386, subclass 95. |

Applicant's Election

In response to this restriction requirement, the Applicant elects, without traverse, the invention of claims 1-7, 13 and 17 (the Group I claims), drawn to having navigation information including control information to indicated whether resumption of a data playing unit is permitted or not, classified in class 386, subclass 69. Applicant specifically reserves the right to file divisional applications directed to the non-elected claims.

CONCLUSION

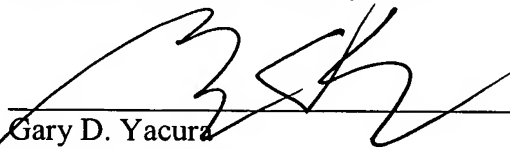
For all of the above stated reasons, reconsideration and withdrawal of the outstanding restriction/election requirement and favorable allowance of all claims in the instant application are earnestly solicited.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge any underpayment or non-payment of any fees required under 37 C.F.R. §§ 1.16 or 1.17, or credit any overpayment of such fees, to Deposit Account No. 08-0750, including, in particular, extension of time fees.

Respectfully submitted,

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By:



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